

# EXHIBIT 21

IN THE UNITED STATES DISTRICT COURT  
IN AND FOR THE DISTRICT OF WYOMING

STEPHANIE WADSWORTH, Individually and as Parent and Legal  
Guardian of W.W., K.W., G.W., and L.W., minor children;  
and MATTHEW WADSWORTH,

Plaintiffs,

vs. No. 2:23-CV-00118-NDF

WALMART, INC. AND JETSON ELECTRIC BIKES, LLC,

Defendants.

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VIDEOTAPED DEPOSITION OF CORYN KREMERS  
TAKEN ON BEHALF OF THE PLAINTIFFS  
ON MAY 31, 2024, BEGINNING AT 9:26 A.M.  
IN BENTONVILLE, ARKANSAS  
REPORTED BY KERRI PIANALTO, CCR

APPEARANCES:

By Zoom on behalf of the PLAINTIFFS

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On behalf of the DEFENDANTS

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Also present for Walmart: Matthew Moncur

Videographer: Payton Dawson

1 holding this role of manager of the U.S. product safety  
2 and compliance team performing some of the same duties and  
3 responsibilities that you've just described?

4 A That is correct.

5 Q Okay. And when you refer to some of the testing  
6 that you would either ensure was done, are you referring  
7 to the UL WERCSmart, W-E-R-C-S-m-a-r-t?

8 A No, not directly.

9 Q Okay. What testing are you referring to that  
10 you would ensure was done by suppliers and/or third  
11 parties?

12 A Walmart requires all general merchandise product  
13 that we sell to be tested prior to initial sale and then  
14 annually. That testing is facilitated through, at the  
15 time, one of five third-party lab organizations. We call  
16 that production testing.

17 Q Six to seven years ago were the five third-party  
18 lab companies the same as they are today?

19 A As we speak today, there are four organizations.

20 Q Are those -- are those four, at the very least,  
21 some of the same ones that existed and were in a  
22 relationship for third-party testing with Walmart back six  
23 to seven years ago?

24 A Yes. They all were within the same group of  
25 five.

1 confirm anything else about Jetson hoverboards?

2 MR. LAFLAMME: Object to form, just the term  
3 "anything else". Go ahead and answer if you understand  
4 the question.

5 A Walmart requires our third-party lab  
6 organizations to review a product, for example, a  
7 hoverboard, against any applicable Walmart regulatory  
8 requirement. So I am not an expert in hoverboards. A lot  
9 of those regulatory requirements are nuanced based  
10 specifically on the product as being received by a third  
11 party, but, absolutely, if there were other regulatory  
12 requirements beyond Walmart's requirement of being listed  
13 to the UL 2272 standard, those would be evaluated by our  
14 third-party labs.

15 Q (BY MR. AYALA) Is there anybody at Walmart, any  
16 associate or executive that is familiar with the  
17 regulatory requirements of hoverboards?

18 A As a retailer, we are not experts in any of the  
19 product that we supply. Walmart has taken a position in  
20 the absence of a regulatory requirement to ensure that  
21 hoverboards, all micro-mobility product, meet and are  
22 listed against UL 2272. We have captured in our testing  
23 requirements hundreds of other regulatory requirements  
24 that may or may not be applicable to the subject  
25 hoverboard. We have partnered with third-party

1 laboratories and are dependent on their expertise as well  
2 as our supplier's expertise in making sure that the -- any  
3 other regulatory requirement that's applicable to the  
4 product is satisfied.

5 Q As it relates to UL 2272, you're relying upon  
6 the third-party labs approved by Walmart to ensure that  
7 all of the requirements for that certification to be -- to  
8 -- have been complied with?

9 A Correct. We require the product to be listed to  
10 UL 2272. Our third party lab organizations will review  
11 the products supplied against all requirements within  
12 2272.

13 Q But as you've described, there are times when  
14 the five approved third-party lab organizations don't, in  
15 fact, review the product (inaudible) by another  
16 third-party lab organization, correct?

17 MR. LAFLAMME: You broke up a bit again, Rudy.  
18 Could you restate that?

19 Q (BY MR. AYALA) Sure. As you described, there  
20 are times when one of the five Walmart-approved lab  
21 organizations doesn't, in fact, review the product, they  
22 only review another third-party lab's report about either  
23 an inspection or examination of that product, fair?

24 A No. And apologies for not -- not clarifying  
25 previously. So, yes, a supplier or manufacturer can

1 test labs, they're independent organizations. We don't --  
2 we don't have visibility to or knowledge of who or how  
3 they manage their relationships with their clients.

4 Q Is -- how is Walmart advised if any of the  
5 products it lists for sale are voluntarily recalled?

6 A Voluntarily recalled through a regulatory  
7 authority, I guess is my question? If a manufacturer is  
8 partnering, in this instance when we talk about  
9 hoverboards, with the CPSC to conduct a voluntary recall,  
10 our expectation is that our supplier contacts Walmart  
11 directly. Walmart also monitors all CPSC recalls and  
12 safety warnings so that we -- if -- if -- in addition to  
13 being notified by our supplier, we understand the impact  
14 to our product catalog and are responding appropriately.

15 Q Well, do you understand the CPSC to issue  
16 mandatory recalls of products or just recommend them?

17 A CPSC has authority to issue recalls in  
18 conjunction with manufacturers or retailers. In absence  
19 of support of a recall from any entity, they have the  
20 authority to issue a unilateral warning. In the eyes of  
21 Walmart, unilateral warnings are treated the same way as a  
22 recall.

23 Q But in the eyes of Walmart, it understands that  
24 a unilateral warning by the CPSC is not in practice the  
25 same as a recall of a product, correct?

1 be done, we would have been responsive to whatever the  
2 next level of guidance that they put out was. As we sit  
3 here today, 2272 is the safety standard that's recognized  
4 for this product.

5 Q Okay. And I understand, as you've said it a few  
6 times, that Walmart doesn't have the expertise. I get  
7 that. I get that. And so Walmart only relies upon the UL  
8 2272 certification and it relies on everybody else,  
9 including the manufacturer, the distributor of a product,  
10 and the laboratories to advise Walmart whether anything  
11 additional should be done prior to listing a product for  
12 sale, correct?

13 A Correct. As a retailer, that's our position.  
14 We are not experts in the product.

15 Q And as a retailer, Walmart has no responsibility  
16 to the consumer to whom it's selling its products with  
17 regards to whether additional testing requirements or  
18 standards should be implemented, correct?

19 MR. LAFLAMME: Object to form.

20 A Walmart has proactively taken a stance to  
21 require that the product that is being supplied to us be  
22 listed against UL 2272, which is the recognized safety  
23 standard. If there are additional design changes, you  
24 know, whatever that looks like, testing that our  
25 manufacturers feel like is appropriate, we encourage them

1 sale were not also subject to this same danger, correct?

2 MR. LAFLAMME: Object to form.

3 A To my knowledge, Jetson never informed Walmart  
4 of any similarities that would cause them to want or have  
5 need to remove additional product in our assortment.

6 Q (BY MR. AYALA) Yes, ma'am, I know -- I know  
7 Jetson never reached out to you independently, but I'm  
8 asking the other way around. Did Walmart ever reach out  
9 to Jetson to inquire as to whether there was any need of  
10 concern or to remove the Jetson hoverboards from the  
11 shelves?

12 A Walmart was never indicated by our supplier,  
13 Walmart was not impacted by the Jetson Rogue Hoverboard as  
14 a retailer, and to my knowledge, we did not reach out.

15 Q Did you ever review Mr. Hussein's deposition  
16 transcript?

17 A I have not.

18 Q Did you have any involvement in procuring this  
19 product line or this manufacturer and developing the  
20 relationship to sell Jetson hoverboards at Walmart?

21 A I personally had no involvement in the decision  
22 to onboard Jetson as a supplier or what the assortment  
23 looked like.

24 Q Okay. You did? Who within Walmart would've had  
25 that responsibility?

1           A     The decision to bring product into our  
2     assortment and form relationships with specific suppliers  
3     or manufacturers is a function of our merchandising team.  
4     That organization is completely separate from the  
5     compliance organization.

6           Q     Who within the merchandising team would have had  
7     that responsibility?

8           A     I don't know. It would be a merchant assigned  
9     to this product category.

10          Q     And in your preparation of the deposition today,  
11     did you review any materials relating to the purchase of  
12     the Wadsworth hoverboard from Walmart, including a  
13     receipt?

14          A     I did review the image of the receipt for the  
15     Wadsworth purchase.

16          Q     Okay. So your review of the receipt for the  
17     Wadsworth purchase of the Jetson hoverboard, Plasma model,  
18     can you confirm that it indicates that they would have  
19     purchased it from the Walmart store located in Rock  
20     Springs, Wyoming?

21          A     I don't recall the store. If you have the image  
22     of the receipt, we could take a look at it.

23          Q     Is this the receipt that you would have reviewed  
24     prior to the deposition? And I can't scroll down to the  
25     Jetson Plasma item number.

1           A     Yes, that is the receipt that I reviewed, and  
2     from the top of the receipt, it does indicate that the  
3     purchase was made at Rock Springs store.

4           Q     Okay. And by the way, are all Walmart  
5     brick-and-mortar stores, are they all corporate owned?

6           A     I don't know if I understand your question. All  
7     Walmart brick-and-mortar locations are part of the  
8     Walmart, Inc. entity.

9           Q     Okay. They don't franchise out any  
10    brick-and-mortar stores, correct?

11          A     Not to my knowledge, no.

12          Q     Okay. So this Walmart located at 201 Gateway  
13    Boulevard in Rock Springs, Wyoming, that would've been  
14    owned by Walmart, Inc., correct?

15          A     Correct.

16          Q     And what this receipt reflects is that on the  
17    date of this purchase by the Wadsworth family, and it's  
18    dated 12/12/2021, they would have purchased a Jetson  
19    Plasma Hoverboard and there is a UPC code there of  
20    081199103159, they would have purchased that Jetson Plasma  
21    Hoverboard from -- directly from Walmart, correct?

22          A     That is correct.

23          Q     And Walmart would have been offering the Jetson  
24    Plasma Hoverboard purchased by the Wadsworth family due to  
25    the relationship that it maintained with the supplier,

1 Jetson Electric Bikes, correct?

2 A Correct.

3 Q You were not involved in procuring or securing  
4 that relationship in any way, shape, or form, correct?

5 A That is correct.

6 Q To your knowledge, has Walmart ever communicated  
7 to Jetson complaints about its hoverboard products?

8 MR. LAFLAMME: Object to form.

9 A Help me with what you're referring to as a  
10 complaint.

11 Q (BY MR. AYALA) Sure. Has Walmart ever  
12 communicated to Jetson any concerns, any issues that  
13 Walmart itself had about the Jetson hoverboard products  
14 offered for sale at its stores?

15 A I'm unsure if Walmart as an entity had any  
16 concerns about any product that we're making available for  
17 sale. What we have done as part of our compliance program  
18 is if we were notified of customer issues with a product  
19 that they've purchased from Walmart, we would share those  
20 with the Jetson team at the same time that we're sending  
21 those to the Consumer Product Safety Commission.

22 Q Yes. And that was going to be my next question,  
23 but at least as it relates to Walmart's independent  
24 concerns, issues, or otherwise, there would have been  
25 nothing voiced to Jetson as it relates to any of the